

[W]hen a compound or composition claim is not limited by a recited use, any enabled use that would reasonable correlate with the entire scope of that claim is sufficient to preclude a rejection for nonenablement based on how to use. . . . In other words, if any use is enabled when multiple uses are disclosed, the application is enabling for the claimed invention.”


Applicants therefore respectfully request withdrawal of the rejection.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner has any questions regarding Applicant’s response, or if the Examiner believes that a telephone conference would expedite consideration of this matter in any way, please call the undersigned at 415-576-0200.

Respectfully submitted,


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APPENDIX A
VERSION WITH MARKINGS TO SHOW CHANGES MADE

28. (once amended) A recombinant nucleic acid according to Claim [24,] 25[, 26,] or 27, further comprising a fusion partner.

29. (once amended) An expression vector, comprising a recombinant nucleic acid according to [any one of] Claims [24-27] 25 or 27 operably linked to a regulatory sequences recognized by a host cell transformed with the nucleic acid.

30. (once amended) A host cell comprising a nucleic acid according to [any one of] Claims [24-27] 25 or 27.